

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 16663 of 2004

Between:

- 1 M/s.Sai Sampoorna Tiffin Centre, rep., by Sri VSVRL Pradeep,
Shop No.25, Prakasham Business Centre, Ameerpet, Hyderabad.
- 2 Sri V.Krishna Rao, s/o V.V.R.Murthy, r/o 101 Sri Ramakrishna T
Towers, Yellareddyguda, Ameerpet, Hyderabad.

..... PETITIONER(S)

AND

- 1 Hon'ble Chairman, A.P.Co.op.Tribunal,
Chandravihar, Nampally, Hyderabad.
- 2 M/s.The Kalyan Co-operative Urban Bank Ltd., having its
Regd.Office at 5-9-20/A, Opp.Secretariat, Saifabad, Hyderabad
rep., by its G.M.
- 3 Divisional Co-operative Officer, Golconda Division, Hyderabad.
- 4 Sri V.S.N.Murthy, r/o Flat No.303,
Sonal residency, Raj Bhavan Road, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more specifically one in the nature of certiorari to quash the order dt.26-8-04 in IA No.1077/04 in CTA No.343/03 passed by the 1st respondent by declaring it as against the principles of natural justice and fundamental rights under Article 14, 16 & 21 and make absolute the stay of any proceedings pending the disposal of the above CTA in the interest of justice.

Counsel for the Petitioner: MR.N.RAMACHANDRA RAO

Counsel for Respondents 1 and 3: GP FOR COOPERATION

Counsel for Respondent No.4: --

The Court at the stage of admission made the following Order:

On a perusal of the order impugned, it is clear that the said order was passed on the basis of a statement made by the petitioners that they are ready to pay the balance amount of 50%. The Tribunal having considered the request of the petitioners to enlarge the time, permitted them to deposit the same in two instalments. I do not find any justifiable reason to interfere with such an order, which appears to have been passed with the consent of the parties. However, learned counsel for the petitioners states that for payment of the first instalment, the petitioners may be granted some more time. It is always open to the petitioners to make such a request before the Tribunal, in which event, the same will be considered in accordance with law.

The writ petition is accordingly disposed of. No costs.

16-09-2004

kdl

To

1 Hon'ble Chairman, A.P.Co.op.Tribunal,
Chandravihar, Nampally, Hyderabad.

2 M/s.The Kalyan Co.operative Urban Bank Ltd., having its

Regd.Office at 5-9-20/A, Opp.Secretariat, Saifabad, Hyderabad

rep., by its G.M.

3 Divisional Co.operative Officer, Golconda Division, Hyderabad.

4 Two C.Cs. to the Government Pleader for Co-operation, High

Court Buildings, A.P., Hyderabad, (OUT).

5 Two C.D. Copies.